



**Bonnie
Brae**

Since 1916

3415 Valley Road • P.O. Box 825 • Liberty Corner, NJ • 07938-0825 • 908-647-0800

September 26, 2005

DOCKET FILE COPY ORIGINAL

RECEIVED & INSPECTED

SEP 30 2005

FCC - MAILROOM

Federal Communications Commission
Office of the Secretary
445 – 12th Street, SW
Washington, DC 20554

Re: CC Docket No. 02-6

This letter is a Waiver Request for the following:

William Michael Wraight
Bonnie Brae Educ Ctr School
P.O. Box 825
3415 Valley Road
Liberty Corner, NJ 07938
(908) 647-5500 V
(908) 647-5700 F
bwraight@bonnie-brae.org

Billed Entity Number 8314
Form 471 Application Number 486975
Funding Year 2005 Form 471 – Postmarked Outside of Window

This is a "Request for Review" for a denial decision made by the SLD. Funding received Through the e-Rate program will be used to reduce telephony expense at this agency. This in turn will reduce the costs which are passed onto school districts and ultimately Real estate owners/property tax payers.

Thank you for your consideration.

Sincerely,

William Michael Wraight
Information Technology Manager

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May 12, 2005

Letter of Appeal
Schools and Libraries Division
Box 125 – Correspondence Unit
80 South Jefferson Road
Whippany, NJ 07981

This letter is an appeal for the following:

William Michael Wraight
Bonnie Brae Educ Ctr School
P.O. Box 825
3415 Valley Road
Liberty Corner, NJ 07938
(908) 647-5500 V
(908) 647-5700 F
bwraight@bonnie-brae.org

Billed Entity Number 8314
Form 471 Application Number 486975
Funding Year 2005 Form 471 – Postmarked Outside of Window

I am appealing the decision for our Form 471 that was postmarked outside of the window. I sent the Form 471 in two days late because I was sick the week of the February 18th due date. Being a small organization, I am the only one who processes the forms for the eRate program. There was nobody else to cover for me while I was out sick.

Thank you for your consideration.

Sincerely,


William Michael Wraight
Information Technology Manager



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2005-2006

August 19, 2005

William Michael Wraight
Bonnie Brae Educational Center School
P.O. Box 825
3415 Valley Road
Liberty Corner, NJ 07938

Re: Applicant Name: BONNIE BRAE EDUC CTR SCHOOL
Billed Entity Number: 8314
Form 471 Application Number: 486975
Funding Request Number(s): 1351494
Your Correspondence Dated: May 12, 2005

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of SLD's Funding Year 2005 Form 471 Postmarked Outside of Window Letter for the Application Number indicated above. This letter explains the basis of SLD's decision. The date of this letter begins the 60-day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1351494
Decision on Appeal: **Denied**
Explanation:

- On appeal, you are requesting reconsideration of the SLD decision to classify this application as received outside the funding window. The Form 471 was sent two days late because you were out sick the week of February 18, 2005 and you are the only one that has the forms for the program.
- Review of the appeal letter and all supporting documentation indicates that the application and certification were submitted/postmarked February 22, 2005. For FY2005, the funding window closed on February 18, 2005 at 11:59pm. Your appeal letter does not dispute that the Form was sent in late. It is the applicant's responsibility to ensure that all forms are submitted to SLD correctly and in a timely manner.

William Michael Wraight
Bonnie Brae Educational Center School
P.O. Box 825
3415 Valley Road
Liberty Corner, NJ 07938

Billed Entity Number: 8314
Form 471 Application Number: 486975
Form 486 Application Number:

- SLD denied your funding request(s) because it determined that your Form 471 Application and Certification was not postmarked on or before the close of the filing window on February 18, 2005. In order to be considered within the filing window, both the application and the certification must be completed. You have failed to demonstrate that the Form 471 Application and Certification was postmarked on or before February 18, 2005. Consequently, your appeal is denied.
- The FCC requires all parts of an application to be postmarked by the final date of the filing window for the relevant funding year for the application to be treated as having been filed within the filing window. *See Request for Review by Alpine County Unified School District, et. al., Federal-State Joint Board on Universal Service, Changes to the Board of Directors of the National Exchange Carrier Association, Inc.*, CC Docket Nos. 96-45 and 97-21, Order, DA 02-75 ¶¶ 2 and 4. (rel. Jan. 14, 2002). This includes the Form 470 Certification, the Form 471 application, and the Form 471 Certification.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either the SLD or the FCC. For appeals that have been denied in full, partially approved, dismissed, or cancelled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD web site or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company